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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES

Applicant: Robert B. Hope  
Serial No.: 10/033,518 Confirmation No. 8646  
Filed: December 28, 2001  
For: WEATHER SEAL HAVING ELASTOMERIC MATERIALS  
ENCAPSULATING A BENDABLE CORE  
Examiner: Jerry E. Redman Art Unit: 3634  
Atty. Docket: ULB-003CV

RESPONSE TO EXAMINER'S ANSWER OF NOVEMBER 14, 2005

Mail Stop Appeal Brief - Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

Items 1-3, 5-8, and 10/(7)(i), (7)(ii), and (7)(iv)a-c, (11) of the Answer are fully addressed in the main Brief. There are points in the main Brief as to the errors in the combination of references, rejections not addressed by the Examiner.

As to Item (4), there was a plurality of final rejections which required mention in Appellant's Brief to provide a complete statement of the case, especially since the earlier final rejections were not specifically stated as being withdrawn.

As to Item (9), the Examiner's reasons for rejection are insufficient to rebut Appellant's argument in that the Examiner merely restates identically what is stated in the final rejection. It is respectfully submitted that the final rejection has been addressed and rebutted in the Argument, in Section (7) of Appellant's Brief.

As to the Argument Item (7)(iii)(a), copies of court decisions are in the U.S.P.Q. and published Federal Court Reports, which are available on-line. It is, and has always been sufficient to provide citations of such decisions not copies thereof in full. Since the statement of the law under authority of the cited decisions is not rebutted, it should be taken as considered to be correct by the Examiner. Nothing is apparent from MPEP 1205 which requires providing copies of decisions cited in an Appeal Brief.

NOTED.  
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9/28/2006